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December 19, 2001

DEC 21 2001 FCC MAIL PROUBS

The Federal Communications Commission Office of the Secretary 445 12th Street, S.W. Washington, D.C. 20554

Via Facsimile and UPS Overnight **Express**

Re: Alan Glock and Carolyn Glock

Americom Network, Inc. Vs:

CC Docket No. 95-155

To Whom It May Concern:

Enclosed please find the Response to Comments on Petition for Waiver in Limited Instance filed in the above-referenced matter. We look forward to receiving a decision on our Petition for Waiver in Limited Instance and greatly appreciate your assistance.

Sincerely,

RUBIN & LEVIN, P.C.

Christine Hayes Hickey

CHH/sjr

Enclosure

cc: Diane Harmon

> Chief of Network Services Division Federal Communications Commission

Room 6A, 207 445 12th Street SW Washington, D.C. 20554

Jennifer Gorney, Esq. The Federal Communications Commission Room 6A 207 445 12th Street SW Washington, D.C. 20554

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Before the FEDERAL COMMUNICATIONS COMMISSION Network Services Division Washington, D.C. 20554

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In the Matter of		ONA
)	
Waiver of Rule Prohibiting Transfer of)	CC Docket No. 95-155
Toll Free Numbers in Limited Instance)	
(Re: Alan Glock Carolyn Glock v. AmeriCom Network))	

To: The Secretary of the Commission

RESPONSE TO COMMENTS ON PETITION FOR WAIVER IN LIMITED INSTANCE

Come now the petitioners, Alan Glock and Carolyn Glock, and hereby respond to the Comments on Petition for Waiver in Limited Instance filed by Larry E. Brown, as an officer of AmeriCom Network, Inc.

First, and foremost, 47CFR §1.23 prevents Larry Brown from representing Americom Network, Inc. before this Commission since he is not an attorney and yet seeks to represent another entity before the Commission. Morever, the Comments set forth in the Introduction and Background portion of the unverified response is riddled with the opinions of Mr. Brown, and mischaracterizes the status of the proceedings prior to the Glocks filing their Petition for Waiver in Limited Instance in the above matter. Attached to the Petition for Waiver are copies of the relevant pleadings and orders in the case of Alan Glock and Carolyn Glock vs. Americom Network, Inc., Cause No. IP99-542-C-M/S, which pleadings and orders speak for themselves.

The Comments rely upon the representation to the FCC that the matters which are the subject of the Petition are on appeal; however, attached hereto is a true, exact, and authentic copy of the dismissal of the appeal issued by the United States Court of Appeals for the Seventh Circuit on October 18, 2001.

The remaining items in the Comments similarly lack merit, and warrant no response. The

Petition sets forth the need for a waiver in this limited instance. To allow Americam Network, Inc. the ability to retain the rights to the use of the Vanity Numbers addressed in the Petition would be to leave the fox guarding the hen house. American would have complete control over the sole asset which should be made available for payment of the Glocks' judgment. The Order of the District Court agrees with this position, and a similar ruling by the FCC would set no dangerous precedent given the unique circumstances of this case.

WHEREFORE, the petitioners, Alan Glock and Carolyn Glock, pray that the FCC grant the relief requested in the Petition for Waiver in Limited Instance, and for all other relief just and proper.

Respectfully submitted,

RUBIN & LEVIN, P.C.

Attv No. 17375-49

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Response to Comments on Petition for Waiver in Limited Instance has been served upon Larry E. Brown, P. O. Box 1208, Ash Fork, AZ 86320 by first class United States Mail, postage prepaid, this_

RUBIN & LEVIN, P.C. 500 Marott Center 342 Massachusetts Ave. Indianapolis, IN 46204-2161 (317) 634-0300 Fax (317) 263-9411

CHH/sir

G:\WP80\SHIRLEY\pleading\glock-resp to comments

United States Court of Appeals

For the Seventh Circuit Chicago, Illinois 60604

DISMISSAL PER CIRCUIT RULE 3 (b)

Date: October 18, 2001

By the Court:

No. 01-3288

ALAN GLOCK and CAROLYN GLOCK,
Plaintiffs - Appellees

v

LARRY E. BROWN and DARLENE ROBERTS, Defendants - Appellants

Appeal from the United States District Court for the Southern District of Indiana, Indianapolis Division No. 99 C 542, Larry J. McKinney, Chief Judge

This cause, docketed on 8/31/01, is **DISMISSED** for failure to timely pay the required docketing fee, pursuant to Circuit Rule 3(b).

(1030-110293)